

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of
Thursday, October 27, 2005

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Ebert and Commissioner Meyer.

137-CE-136 – Application of American Transmission Company, as an Electric Public Utility, to Construct a New 138 kV Line from the Southwest Delavan Substation to the Bristol Substation in the Towns of Darien and Delavan and the City of Delavan, Walworth County, Wisconsin

The Commission approved a Notice of Proceeding and Prehearing Conference and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5940-CE-100 – Application of the Village of Trempealeau, as an Electric Public Utility, for Authority to Construct and Place in Service a New Substation and Associated Feeder Lines, Located in the Village of Trempealeau, Trempealeau County

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6610-CE-101 – Application of the City of Wisconsin Dells, as an Electric Public Utility, for Authority to Construct Electrical Distribution Additions in the City of Wisconsin Dells, Sauk and Columbia Counties

This item was laid over at the request of the Commission.

7573-TI-102 – Application of CloseCall America, Inc., for Designation as an Eligible Telecommunications Carrier in Wisconsin

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

550-WR-102 – Application of Black River Falls Municipal Electric and Water for Authority to Increase Water Rates

The Commission approved a Notice of Proceeding and Telephonic Hearing and directed it be signed by the Secretary to the Commission on behalf of the Commission.

1260-WR-103 – Application of the Village of Coleman Water Utility, for Authority to Increase Water Rates

The Commission approved a Notice of Proceeding and Telephonic Hearing and directed it be signed by the Secretary to the Commission on behalf of the Commission.

File 2720-87910 – Complaint by St. Joseph Community Hospital of West Bend, Inc., Against the Village of Jackson Water and Sewer Utilities, Request to Open a Docket, and Request for a Contested Case Hearing; Petition for a Declaratory Ruling from the Public Service Commission of Wisconsin Regarding the Illegality of the Village of Jackson's Water and Sewer Charges in the Town of Polk

The Commission determined it would open a proceeding with regard to the complaint by St. Joseph Community Hospital.

The Commission approved a Notice of Proceeding and Prehearing Conference and directed it be signed by the Secretary to the Commission on behalf of the Commission.

4030-WR-104 – Application of City of Neenah Water Utility for Authority to Increase Water Rates

The Commission approved a Notice of Proceeding and Telephonic Hearing and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5830-WR-101 – Application of the Village of Suring Water Utility for Authority to Increase Water Rates

The Commission approved a Notice of Proceeding and Telephonic Hearing and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6650-SB-110 – Application of Wisconsin Gas Company for Authority to Issue Up to \$200 Million Principal Amount of Intermediate-Term and/or Long-Term Debt Securities Should Market Conditions and Other Factors Warrant

The Commission approved the Order to Reopen and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-CE-113 – Joint Application of Minnesota Power Company and Wisconsin Public Service Corporation for Authority to Construct and Place in Service Electric Transmission Lines and Other Electric Facilities for the Arrowhead-Weston Project, Located in St. Louis County in Minnesota, and Chippewa, Clark, Douglas, Lincoln, Marathon, Oneida, Price, Rusk, Sawyer, Taylor and Washburn Counties in Wisconsin

The Commission granted the applicants' motion for reconsideration of the Commission's order on its own motion to reopen this docket for the limited purpose of considering alternate routes in Douglas County.

The Commission approved the Order and directed it be signed by the Secretary to the commission on behalf of the Commission.

5-CE-113 – Joint Application of Minnesota Power Company and Wisconsin Public Service Corporation for Authority to Construct and Place in Service Electric Transmission Lines and Other Electric Facilities for the Arrowhead-Weston Project, Located in St. Louis County in Minnesota, and Chippewa, Clark, Douglas, Lincoln, Marathon, Oneida, Price, Rusk, Sawyer, Taylor and Washburn Counties in Wisconsin

Farm Disease Mitigation Plan (Chippewa to Longwood Spread)

The Commission accepted the Farm Disease Mitigation Plan submitted by the applicants, for the Chippewa to Longwood construction spread, as compliance with Order Point 7 of the Commission's December 19, 2003, Order in this docket, as it pertains to the Farm Disease Mitigation Plan for that construction spread.

The Commission directed the Gas and Energy Division to draft an order consistent with this decision.

5-CE-113 – Joint Application of Minnesota Power Company and Wisconsin Public Service Corporation for Authority to Construct and Place in Service Electric Transmission Lines and Other Electric Facilities for the Arrowhead-Weston Project, Located in St. Louis County in Minnesota, and Chippewa, Clark, Douglas, Lincoln, Marathon, Oneida, Price, Rusk, Sawyer, Taylor and Washburn Counties in Wisconsin

Construction and Mitigation Plan – Part B (Chippewa to Longwood Spread)

The Commission accepted the Construction and Mitigation Plan (CMP) – Part B filing submitted by the applicants, for the Chippewa to Longwood construction spread, as compliance with the portion of Order Point 5 of the Commission's October 30, 2001, Order in this docket, as it pertains to the CMP – Part B for that construction spread.

The Commission directed the Gas and Energy Division to draft an order consistent with this decision.

5-DR-106 – Joint Petition of Wisconsin Public Service Corporation, Wisconsin Power and Light Company, Wisconsin Electric Power Company and Madison Gas and Electric Company for Declaratory Rulings Related to Agreement on Aggregation and Equitable Allocation of Certain Costs After MISO Day 2

9300-EI-100 - Investigation on Commission's Own Motion of Impacts or Activities Related to the Operation of Energy Markets by the Midwest Independent Transmission System Operator

The Commission decided to open a proceeding and to request comments regarding a petition for declaratory rulings filed by Wisconsin Public Service Corporation, Wisconsin Power and Light Company, Wisconsin Electric Power Company, and Madison Gas and Electric Company.

The Commission approved a Notice of Proceeding and Request for Comments and directed it be signed by the Secretary to the Commission on behalf of the Commission.

137-CE-121 – Application of American Transmission Company, LLC, for Authority to Modify Existing Transmission Facilities and Construct a 138 kV Transmission Line From the Jefferson Substation in the Town of Jefferson to the Stoney Brook Substation in the Town of Waterloo, Generally Known as the Jefferson County Reliability Project

1-IC-365 – Application for Intervenor Compensation Filed by Madison Audubon Society for \$31,200 to Participate in Docket 137-CE-121

This item was laid over at the request of the Commission until further information regarding the allocation of the awarded amount of \$17,000 was received from staff.

3270-GF-110 – Madison Gas and Electric Company's Request for Deferred Accounting Treatment for Billing Charges From Its Affiliate, MGE Power Elm Road, LLC

The Commission approved Madison Gas and Electric Company's (MGE) request for deferral of billing charges from MGE Power Elm Road, LLC (MGEPER) to MGE for carrying costs on construction expenditures, management fees, community impact mitigation costs, and other costs until MGE's next rate case order is approved, but denied deferral of carrying costs on the payments to MGEPER because the dollar amounts are not material and non-recovery would not financially harm the utility.

The Commission directed the Gas and Energy Division to draft an order consistent with this decision.

4220-GP-108 – Northern States Power Company’s Annual Gas Supply Plan for the Period Beginning November 1, 2005

The Commission approved Northern States Power Company – Wisconsin’s gas supply plan for the period beginning November 1, 2005.

The Commission directed the Gas and Energy Division to draft an order consistent with this decision.

6680-GP-108 – Wisconsin Power and Light Company’s 2005-2006 Annual Gas Supply Plan

The Commission approved, Wisconsin Power and Light Company’s gas supply plan for the 12-month period beginning November 1, 2005, subject to the condition that they shall file a 21-day request for approval of sufficient commodity supply contracts.

The Commission directed the Gas and Energy Division to draft an order consistent with this decision.

6690-GP-108 – Wisconsin Public Service Corporation Gas Supply Plan for the Period Beginning November 1, 2005 through October 31, 2008

The Commission approved Wisconsin Public Service Corporation’s gas supply plan for the period beginning November 1, 2005.

The Commission directed the Gas and Energy Division to draft an order consistent with this decision.

9403-YI-103 – Petition of Interstate Power and Light and FPL Energy Duane Arnold, LLC for Issuance of a Determination Under Section 32(c) of the Public Utility Holding Company Act

This item was laid over at the request of the Commission.

ER06-18-000 – Midwest Independent Transmission System Operator, Inc.

The Commission delegated approval of comments to the Federal Energy Regulatory Commission to the chairperson in regard to the Midwest Independent Transmission System Operator, Inc.’s request to alter its tariff.

6720-TI-199 – Administration of the Mechanics of Price Regulation Pertaining to Wisconsin Bell, Inc., d/b/a SBC Wisconsin, on the September 1, 2005 Anniversary

The Commission approved the nondiscretionary application of the rule and determined that SBC should be awarded a discretionary incentive of .20 percent.

The Commission directed the Telecommunications Division to draft an order consistent with this decision.

7611-TI-101 – Complaint of Wisconsin Bell, Inc., d/b/a SBC Wisconsin Against BAK Communications, LLC Regarding Adoption of an Amendment to the Interconnection Agreement to Incorporate Commission Approved Rate Changes

7492-TI-102 – Complaint of Wisconsin Bell, Inc., d/b/a SBC Wisconsin Against Bullseye Telecom, Inc., Regarding Adoption of an Amendment to the Interconnection Agreement to Incorporate Commission Approved Rate Changes

The Commission approved the draft default orders for BAK Communications, LLC, and Bullseye Telecom, Inc.

The Commission directed the orders be signed by the Secretary to the Commission on behalf of the Commission.

CC Docket No. 96-45 – In the Matter of Federal-State Joint Board on Universal Service

PN FCC 05J-1 - Federal-State Joint Board on Universal Service Seeks Comment on Proposals to Modify the Commission's Rules Relating to High-Cost Universal Service Support

Proposed Reply Comments to the Federal Communications Commission

The Commission approved reply comments to be submitted to the Federal-State Joint Board on Universal Service.

The Commission directed the reply comments be signed by the Secretary to the Commission on behalf of the Commission.